IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1086 OF 2007
IN
APPEAL NO. 885 OF 2007

Mohd. Gaus Ibrahim Shaikh..... ....Applicant.
V/s
The State of Maharashtra.... ....Respondent.

Mr.Asif Iqubal I. Patel, Adv. For the applicant.

Mr.Y.M.Nakhwa, APP. For the respondent.

CORAM: A.P.DESHPANDE, J.
4/12/07

PC:

This is an application for bail moved by the accused who has been convicted for an offence under section 376(2)(f) of IPC and sentenced to suffer R.I. For 10 years and to pay fine of Rs.500/-. The victim of rape happens to be a child of four years. Having regard to the gravity and seriousness of the offence I am not inclined to grant bail to the applicant. I have perused the judgment and order passed by the Additional Sessions Judge which is impugned in the appeal. No case for bail is made out. Learned counsel for the applicant submits that the accused was on bail during the trial and has not misused the bail. Be that as it may, in the facts of the present case I do not deem it appropriate to release the applicant on bail. Hence bail application stands rejected. Hearing of the appeal is expedited.

4.12.07